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BILL NO. Z-76-12-/) 9

ZONING MAP ORDINANCE NO. Z-16-77.

AN ORDINANCE amending the City of Fort Wayne Zoning Maps No. EE 14, EE 16.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B 1 B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Maps No. EE 14 and EE 16, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Part of the West Half of the Southwest Quarter of Section 28, Township 30 North, Range 12 East, and part of the West Half of the Northwest Quarter of Section 33, Township 30 North, Range 12 East, Allen County, Indiana, more particularly described as follows, to-wit: Commencing at the Southwest corner of the Southwest Quarter of said Section 28; thence S 88° -21' E, along the South line of Said Southwest Quarter, being the centerline of Lower Huntington Road, 29.7 feet to the point of curvature of a regular curve left of a radius of 1482.78 feet; thence Easterly, on and along said centerline, as defined by the arc of said curve, 31.3 feet (the chord of which bears S 88° -57'E for a length of 31.3 feet) to the true point of beginning; thence Northeasterly, continuing along said centerline, as defined by the arc of said curve, 571.68 feet (the chord of which bears N 79° of tangency; thence N 68° -21' E, continuing along said centerline and tangent to said curve, 170.7 feet to the West line of Hickory Creek Apartments; thence S 00° -05'E, on and along said West line, 376.35 feet; thence S 79° -50'W, 500+ feet to the centerline of Fairfield Ditch; thence Northwesterly on and along the meanderings of said Ditch centerline, 400+ feet to the true point of beginning, containing 4.6 acres, more or less, subject to legal right of way for Lower Huntington Road.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

APPROVED AS TO FORM AND LEGALITY,

Councilman

Read the first time in full and on motion by Mulkel, seconded by	
Here and duly adopted, read the second time by title and referred	
to the Committee on Agulaturas (and the City Plan Commission for	
recommendation) and Public Hearing to be held after due legal notice, at the Council	
Chambers, City-County Building, Fort Wayne, Indiana, on, the day	
of, 1976, atfo'clock P.M., E.S.T. DATE: /2-14-76 Charles W. Westerman	
DATE: /2-14-76 CHARLES W. WEELERMAN	
Read the third time in full and on motion by Schmidt	<u></u>
seconded by gluen, and duly adopted, placed on its passage.	
PASSED (LOST) by the following vote:	
AYES NAYS ABSTAINED ABSENT TO-WIT:	
TOTAL VOTES 9 0	
BURNS	
HINGA	
HUNTER	
MOSES	
NUCKOLS	
SCHMIDT, D.	
SCHIMDT, V.	
STIER	
TALARICO V	
DATE: 8-9-77 Mulle GITY CLERK	<
Passed and adopted by the Common Council of the City of Fort Wayne, Indian	a,
as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION)	7
ORDINANCE (RESOLUTION) No. 3-16-77 on the Gold day of legis, 197 ATTEST: SEAL) Ohn Suchols CITY CLERK PRESIDING OFFICER	
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the	200
day of any ush, 1979, at the hour of / 100 o'clock M., E.S	т.
CITY CLERK	ッ
Approved and signed by me this / day of Quant, 1	976,
at the hour of School o'clock # M., E.S.T	
Kakut 2 Unnations	

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on $\mathrm{Dec.}_{14}$, 1977, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-76-12-09; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 17, 1977;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan:

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 25, 1977.

Certified and signed this 26th day of July, 1977.

Joseph N. Odair
Secretary

BIII NO.				
F	REPORT OF THE COMMI	LTTEE ON _	REGULATIONS	11
We, your Committee on Re	egulations	to whom	was referred	an Ordinance
amending the City				
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nave had said Ordinance under Council that said Ordinance	KOV PASS.	beg leave	to report be	Achmidt
WINFIELD C. MOSES, JR	VICE CHAIRMAN	to	in More	, TR
WILLIAM T. HINGA		We	Many 18	Insaco
DONALD SCHMIDT	•) Sil.	000
SAMUEL J. TALARICO		Sa	mul !	alang
CONCURRED IN TES-9-72CHARLES W. WESTERMAN,	CITY CLERK	C	17	

RECEIPT Date Dec. 1 1976 No. 6890

Received From Southern, Sallmayer, Frinch beneath & Jagon.

Address Saldware Clark

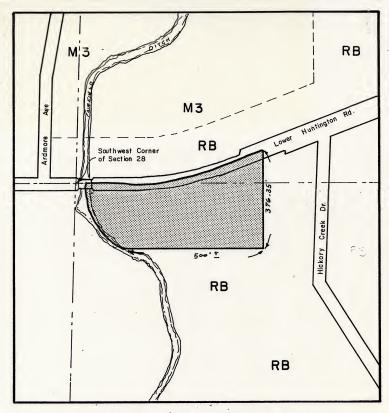
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MAPS EE 14, EE 16 DATE 12-3-76

3-76-12-09

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ETITION FOR ZONING ORDINANCE AN	MENIDMENT	Receipt No.	
TO: COMMON COUNCIL OF THE			
CITY OF FORT WAYNE, INDIA	ANA	Date Filed	
		Intended Use	
/we Thomas A. Gallmeyer ar			
do hereby petition your Honorabl by reclassifying from a/an property described as follows:	(Applicant's I le Body to amen RB dist	nd the Zoning Map of	Fort Wayne, Indiana, -1-B district the
Part of the West Half of the Sout East, and part of the West Half Range 12 East, Allen County, In Commencing at the Southwest of \$88°-21' E, along the South lin Huntington Road, 29. 7 feet to the 1482.78 feet; thence Easterly, curve, 31. 3 feet (the chord of weather the standard of the standard of the standard of the standard of the point of tangency; thence said curve, 170.7 feet to the West and along said West line, 376.3 Fairfield Ditch; thence Northwest 170.7 feet to the Use and County of the Standard	of the Northw more of the Se of said Soul be point of cur on and along a which bears \$ 2 knich \$ 2 kni	est Quarter of Secti particularly describ outhwest Quarter, bein vature of a regular eld-centerline, as d 88°-57' E for a leng innung along said ce chich bears N 79°-2 continuing along said kory Creek Apartme S 79°-50' W, 500± 1 along the meanderin ining 4.6acres, mo	on 33, Township 30 North sed as follows, fo-wit-said Section 28; thence g the centerline of Lower curve left of a radius of efined by the are of said-th of 31.3 feet) to the true merine, as defined by the 4'E for a length of 568.13 d centerline and tangent tents; thence \$5.00°-05' E, feet to the centerline of
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		· · · · · · · · · · · · · · · · · · ·	
(General Des	cription for I	Planning Staff Use O	nly)
/We, the undersigned, certify t 51%) or more of the property de	hat I am/We arescribed in the	re the owner(s) of f is petition.	1 01
Thomas A. Gallmeyer	Fort W	ayne, Indiana 46807	Thomas A Hailly
Marjorie M. Gallmeyer	5321 O	ld Mill Road ayne, Indiana 46807	mayorism. Galline
WOTT on the comment of the Advisor o			
(Name)	fbbA)	cess)	(Signature)
egal Description Checked By:			
	(Ci	ty Engineer)	
OTE FOLLOWING RULES:			* .
Il requests for continuances or hall be filed in writing in the echesday preceding the meeting o be considered. If the reques he required time, the natter with hall be the obligation of the phe Plan Commission had notified escheduled and inform them of till be considered. All withdra o the Plan Commission's vote on	office of the of the City PI t for a contir II not be put etitioner to relate the time and pI wals of the or	e City Plan Commission at what commission at what commission at what commission and commission on the agenda for the country the same properties the meating has been acce of the meeting redinances must be many commission and commission at the commission at which commission at the commission at th	on by noon on the ich the ordinance is is filed within hat meeting. It erty owners which n postponed or at which the ordinance
ame and address of preparer, at	torney or ager	nt:	
Thomas M. Gallmeyer (Name)	Indiana Bar	nk Building e, Indiana 46802	422-9454 (Telephone Number)
ITY PLAN COMMISSION, CITY-COUNT	Y BUILDING, Ro	oom # 880, ONE MAI	N STREET, FORT WAYNE,

CITY PLAN COMMI INDIANA, 46802 Telephone Number: 423-7571

New York Admn. Appr.
Number assigned by Bill Salin's office: # 3447 DIGEST SHEET
7-7(-1)-09
TITLE OF ORDINANCE Zoning Map Amendment Ordinance
DEPARTMENT REQUESTING ORDINANCE CITY PLAN COMMISSION
SYNOPSIS OF ORDINANCE Petitioners are requesting the rezoning
of the following described parcel of ground. A parcel of ground,
containing 4.6 acres, more or less, generally located on the south side
of Lower Huntington Road, west of Hickory Creek Apartments and east
of the Fairfield Ditch.
From "RB" to "B1B"
EFFECT OF PASSAGE Property is presently zoned "RB" - Suburban Residential
Petitioners are requesting a "BIB" Zoning - Limited Business.
December and Land and Albanda December 2
EFFECT OF NON-PASSAGE Property would remain "RB" - Suburban Residential.
MONEY INVOLVED (Direct Costs, Expenditures, Savings)none

(ASSIGN TO COMMITTEE (J.N.) kyrthur flither



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING . ONE MAIN STREET . FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

August 17, 1977

Ms. Virginia Grace Fort Wayne Newspapers, Inc. 600 West Main Street Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates August 20 and August 27, 1977, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council of Fort Wayne, IN

Zoning Map Ordinances:

Bill No. Z-76-12-09 Zoning Map Ordinance Z-16-77

Bill No. Z-77-05-11 Zoning Map Ordinance No. Z-17-77

Bill No. Z-77-06-38 Zoning Map Ordinance No. Z-18-77

Bill No. G-76-09-12 General Ordinance No. G-30-77 Vacation of a certain street

Please send us five (5) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely, Charles W. Westerman

Charles W. Westerman

City Clerk

CWW/ne ENCL:



Common Counc	il of Fort Wayne vernmental Unit)	-	To THE NEWS	SENTINEL	Dr.
	Allen County, In	ad,	FORT WA	NE, INDIANA	
		PUBLISHER'	'S CLAIM		
	-	100	J 02		
LINE COUNT					
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SECTION 1. That the area d scribed as follows is hereby desi nated a B 1 B District under the	e-g-			128	
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ject to legal right or way for Lower furnings named to the state of th	27, 1977		Title	CLERK	
Raad the third time in full and on motion by V. Schmidt, seconded by Stier, and duly adopted, placed on its					
passage. PASSED by the following vote:	នុ	PUBLISHER'S A			
Ayes: Nine Burns, Hinga, Huntar, Moses, Nuckols, D. Schmidt, V. Schmidt, Stler, Talarico. Nays: None Date: 8/9/77			: efore me. a notary public in a	and for said county a	nd state, the
Nays: None Date: 8/9/77	u		V.E. GERKEN	who, being duly	sworn, says
Charlas W. Westerman Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. 2-16-77 on the 9th day of August, 1977. ATTEST: (SEAL)	t	that she is	SENTINEL		of the
mon Council of the City of Fort Wayne, Indiana, as Zoning Map Ordi- nance No. Z-16-77 on the 9th day of		DAILY	newspaper of general	circulation printed a	nd published
August, 1977. ATTEST: (SEAL) Charles W. Wester man, City Clerk John Nuckols, Prasiding Officar Presented by me to the Mayor of the City of Fort Wayne, Indiana, on	IN COPY OF	n the English languag	e in the city of FORT W	AYNE, INDIANA	
John Nuckols, Prasiding Officar Presented by me to the Mayor of		n state and county afor which was duly publish	resaid, and that the printed manded in said paper for 2 time.	iter attached hereto is	a true copy, ication being
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th day of August, 1977, at the hour of 1:00 o'clock P.M., E.S. T. Charles W. Westerman, City Clark		s follows:	8/20-27/77	5.00	102
hour of 1:00 or Clock P. M. E.S.T. Charles W. Westerman, Charles W. Westerman, City Clark Approved and signed by ma his leth day of August, 1977, at the hour of 8:30 or clock A.M., E.S.T. Robert E. Armstrong, Mayor	-		7	p 4.1.	C . S . SY
of 8:30 o'clock A.M., E.S.T. Robert E. Armstrong, Mayor I. Charles W. Wasterman, Clark et	ε	Subscribed and sworn	to before me this 27th day	e August	70.77
I, Charles W. Wasterman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and toreogne is a full, true and complete.				Notary Public	Jun)
	1	My commission expire	September 28, 197		
copy of Zoning Map Ordinance No. Z- 16-77 passed by the Common Council on the 9th day of August, 1977, and that sald Ordinance was do.				A STATE OF THE PARTY OF THE PAR	
toregoing is a full, true and complete copy of Zoning Map Ordinance No. 2-16-77 passed by the Common Council on the 9th day of August, 1977, and that sald Ordinance was duly signed and approved by the Mayor on the 16th day of August, 1977 and now re-					
copy of Zoning Map Ordinance No. 2-16-77 passed by the Common Council on the 9th day of August, 1977, and and approved by the Mayor on the 16th day of August, 1977 and now real of the 170 passed by the Mayor on the 16th day of August, 1977 and now remains on fills and on record in my officer of the 170 passed of the City of Fort Wayne, Indiana, this 16th day of August, 1977. Charles W. Westerman, City Clerk 6–20-77					

Common Counc	overnmental Unit)			
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Form Prescribed by S			roumuut. d	neral Form No. 99 P (Rev. 196
Common Council (Gover	of Fort Wayne nmental Unit)		To JOURNAL-C	GAZETTE T
Allen	Count	y, Ind.	FORT WAY	NE, INDIANA
		PUBLISHER'S CL	.AIM	
	-	100000000000000000000000000000000000000		
LINE COUNT				
Display M	atter (Must not ex an four solid lines number of equival	ceed two actual lines, neither of of the type in which the body of ent lines	of which shall total more the advertisement is set)	
ZONING MAP ORDINANCE				
Notice is hereby given that on the other day of August, 1977, the Common	ımber of lines			4
diana, in a Regular Session did pass the following Bill No. Z-76-12-09 Z-16-	ımber of lines			123
AN GRUNANCE arrending the DE TORONNES DE THE COM- BE IT ORONNES DE THE COM- BE IT ORONNES DE THE COM- DEST DE THE COM- DEST WAYNE INDIANA: "THE COM- DEST WAYNE INDIANA": "THE COM- "THE C	umber of lines			1
SECTION 1. That the area de- scribed as follows is hereby desig- nated a B 1 B District under the	otal number of lines	s in notice		128
terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordi-	ARGES			
thereof; and the symbols of the City of Fort Wayne Zoning Maps No. EE	7 200		2501	AND THE PERSON IS
tablished by Section 9, Article III of said Chapfer as amended, are hereby changed accordingly, to wit:	ines,colum ents per line	nns wide equals 128 equiv	valent lines at********************************	<u>\$ 33.</u>
west Quarter of Section 28, Township al 30 North, Range 12 East, and part of the West Half of the Northwest Quar-	charge for notices	s containing rule or tabular wor	rk (50 per cent of above	
ter of Section 33, Township 30 North, Range 12 East, Alien County, Indi- ana, more particularly described as	avina areas, of au	blication (50 and 60 or b		1.
Quarter of sald Section 28: thence S 88 degrees-21 minutes E. along the	extra proots or pu	oncation (50 cents for each proc	of in excess of two)	
South line of said Southwest Quarter, being the centerline of Lower Huntington Road, 29.7 feet to five point of curvature of a regular curve left of recurse left of a scaling of 182 78 feet.	OTAL AMOUNT OF	nns wide equals		\$ 34.
thence Easterly, on and along said TI conterline, as defined by the arc of said curve, 31.3 feet (the chord of	NG COST			
which bears S 88 degrees · 57 minutes E for a length of 31.3 feet) to the frue point of beginning; thence Northeast-	9.9	es es	of tune 5 d	
as defined by the arc of said curve, 571.68 feet (the chord of which bears N 79 degrees- 24 minutes E for a		- 31	ze or typepoint	
ength of 568.15 feet to the point of tangency; thence N 68 degrees - 21 minutes East, continuing along said	insertions	Six	ze of quad upon which typ	e is cast5
170.7 feet to the West line of Hickory Creek Apartments; thence \$ 00 de- grees - 05 minutes E, on an along	sion and penalties o	f Ch. 89, Acts 1967,		
79 degrees - 50 minutes W, 500 more or less feet to the center line of Fair-field Ditch; thence North westerly on	he foregoing accoun	it is just and correct, that the a	amount claimed is legall	y due, after allowing all ju
and along the meanderings of said Ditch centerline, 400 more or less feet to five true point of beginning, con-	to the same may b	con parti.	1 .	D VI
ect to legal right of way for Lower Huntington Road. SECTION 2. This Ordinance shall		4 7 4 7 4	Usul	la) De Mald
oe in full force and effect from and affer its passage, approval by the Mayor and legal publication thereof.	, 1977	F 1 F 1 F	Title	CLERK
Read the third time in full and on motion by V. Schmidt, seconded by Sfler, and duly adopted, placed on its passage. PASSED by the following		PUBLISHER'S AFFIDA	VIT	
Sfler, and duly adopted, placed on its passage. PASSED by the following rote:		ALLEN Indiana County } ss:		
Ayes: Nine Burns, Hinga, Hunter, Moses, Nuckols, D. Schmidt, V. Schmidt, Sfler, Talarico, Nays: None		Personally appeared before n	me, a notary public in and	for said county and state, t
Nays: None Date: 8/9/77 Charles W. Westerman		undersigned ARVI		who, being duly sworn, sa
Date: 8/9/77 Charles W. Westerman City Clerk Passed and adopted by the Common Council of the City of Fort Mayne, Indiana, as Zoning Map Ordi- ance No. Z-16-77 on the 9th day of Ugust, 1977.		JOURNAL-GA	ZETTE	
nance No. Z-16-77 on the 9th day of August, 1977. ATTEST: (SEAL)		a DAILY	newspaper of general ci	rculation printed and publish
August, 1977. ITTEST: (SEAL) Charles W. Westerman, City Clerk John Nuckois, Presiding Officer Presented by me to the Mayor of	MENT HERE	in the English language in the in state and county aforesaid,	town of FORI WAY	NE, INDIANA
John Nuckois, Presented by Presiding Officer the City of Fort Wayne, Indiana, on the 10th day of August, 1977, at the sour of 1:00 or look P.M., E.S.T. Charles W. Westerman.		which was duly published in as as follows:	aid paper for 2 time S	, the dates of publication being
nour of 1:00 o'clock P.M., E.S.T. Charles W. Westerman, City Clerk			8/20-27/77	
Approved and signed by me mis			Uni	Un De Kald
of day of August, 1977, at the hour of 8:30 o'clock A.M., E.S.T.		Subscribed and sworn to before		August / 197
Approved and signed by me this 6th day of August, 1977, at the hour if 8:30 o'clock A.M., E.S.T. Robert E. Armstrong, Mayor				
			Ne	otrary Public
1, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete		My commission expires 基 S	Ne	
1, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete			Ne	
			Ne	

Common Council of Fort Ways (Governmental Unit)	ne	To JOURNAL-GAZET	TE
422	4 7 5	FORT WAYNE, I	NDI A NA
Cou	inty, Ind.	***************************************	
9 2	PUBLISHER'S C	LAIM	- 1
LINE COUNT			- 1
Display Matter (Must not than four solid line — number of equiv	exceed two actual lines, neither es of the type in which the body o valent lines	of which shall total more of the advertisement is set)	
Head number of lines			4
Body number of lines			123
Tail number of lines		-	1
Total number of li	nes in notice	_	128
COMPUTION OF CHARGES			
Charge for extra proofs of	ces containing rule or tabular w		
TOTAL AMOUNT	OF CLAIM		\$_3
DATA FOR COMPUTING COST			
9.9			
Width of single column 18	ems g	Size of type 5½ point	
Number of insertions2	s of Ch. 89, Acts 1967,	size of quad upon which type is co	
Pursuant to the provision and penalties	s of Ch. 89, Acts 1967,	-	
Pursuant to the provision and penalties	s of Ch. 89, Acts 1967,	amount claimed is legally due,	
Pursuant to the provision and penalties I hereby certify that the foregoing acccredits, and that no part of the same has	s of Ch. 89, Acts 1967,	amount claimed is legally due, Assulta	after allowing all
Pursuant to the provision and penalties I hereby certify that the foregoing acccredits, and that no part of the same has	s of Ch. 89, Acts 1967, ount is just and correct, that the sheen paid. PUBLISHER'S AFFID Status Indiana County } 85:	amount claimed is legally due, Title C	after allowing all Se Kalo LERK
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